

Defendants.

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Case No. 3:11-CV-093-MPM-SAA

2. Although the facts of this case are simple and straightforward, it involves a number of claims and a request for certification of a class. Those six causes of action are based

on Plaintiffs' claims that (a) they acquired certain Toll Road Revenue Bonds (the "Original Bonds") issued by Connector 2000 Association, Inc. (the "Issuer"); (b) ACA issued a number of Secondary Market Insurance Policies insuring the payment of the debt service on a subset of the Original Bonds (the "Original Insured Bonds"); (c) the Issuer failed to make the July 1, 2011 payment purportedly due on the Original Insured Bonds; and (d) ACA purportedly breached the terms of the "Policy" owned by Plaintiffs by failing to pay said amount to Plaintiffs.

3. Not a single one of Plaintiffs' causes of action states a claim upon which relief can be granted. Accordingly, for the reasons set forth in ACA's Motion to Dismiss and accompanying briefs, this Court should dismiss Plaintiffs' amended complaint, and ACA believes that oral argument would benefit the Court in understanding the underlying allegations and ruling on the Motion to Dismiss.

WHEREFORE, ACA requests that this Court set ACA's Motion to Dismiss for hearing.

RESPECTFULLY SUBMITTED, this 23rd day of March, 2012.

/s/ Mason E. Lowe

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CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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This the 23rd day of March, 2012.

/s/ Mason E. Lowe

MASON E. LOWE